

IN THE UNITED STATES DISTRICT COURT  
FOR THE  
EASTERN DISTRICT OF WASHINGTON

CHARLES L. PIERSON,

Plaintiff,

vs.

MICHAEL J. ASTRUE,  
Commissioner of Social Security,

Defendant.

Civil No. 2:08-CV-257-JPH

JUDGMENT AND ORDER OF  
REMAND

Based on the stipulation of the parties, it is hereby ORDERED that the above-captioned case be REVERSED and REMANDED for further administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g). On remand, the ALJ shall conduct a de novo hearing. In addition, the ALJ shall re-assess the materiality of drug and alcohol addiction. The ALJ shall also re-assess all of the

1 medical evidence of record, including but not limited to the opinions of David D.  
2 Bot, M.D.; James E. Bailey, Ph.D.; Scott Eliason, M.D.; and Pamela S. Ridgeway,  
3 Ph.D. The ALJ shall also re-assess the severity of Plaintiff's mental impairments,  
4 and proceed as appropriate through the remainder of the sequential evaluation  
5 process. Finally, the ALJ shall obtain additional vocational expert testimony  
6 and/or medical expert testimony, if necessary.

7 Plaintiff is entitled to reasonable attorney fees and costs pursuant to  
8 28 U.S.C. § 2412(d), upon proper request to this Court.

9 JUDGMENT is entered for Plaintiff, and this case is closed.

10 DATED this 25th day of June 2009.

11 S/JAMES P. HUTTON

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UNITED STATES MAGISTRATE JUDGE  
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15 Presented by:

16 s/ Mathew W. Pile  
17 MATHEW W. PILE  
18 Special Assistant U.S. Attorney  
19 Office of the General Counsel  
20 Social Security Administration  
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Of Attorneys for Defendant